

PAULA T. DOW
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Attorney for the Governor of the State of New Jersey, the Attorney
General of the State of New Jersey, and the Superintendent of
the New Jersey Division of State Police, Defendants

By: Larry R. Etzweiler
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ASSOCIATION of NEW JERSEY RIFLE AND	:	UNITED STATES DISTRICT
PISTOL CLUBS, INC., a New Jersey Not	:	COURT FOR THE DISTRICT
for Profit Corporation; SCOTT L. BACH;	:	OF NEW JERSEY
KAARE A. JOHNSON; VINCENT FURIO;	:	
STEVEN YAGIELLO and BOB'S LITTLE SPORT	:	VICINAGE OF TRENTON
SHOP, INC., a New Jersey Corporation,	:	
	:	Honorable Joel A.
Plaintiffs,	:	Pisano, U.S.D.J.
	:	
v.	:	CIVIL ACTION No. 10-cv-
	:	271-JAP-TJB
CHRISTOPHER J. CHRISTIE, Governor of	:	
the State of New Jersey; PAULA T. DOW,	:	Notice of Motion for
Attorney General of the State of New	:	Leave to Rely Upon
Jersey; COLONEL RICK FUENTES,	:	Pending <u>Fed.R.Civ.P.</u>
Superintendent, Division of New Jersey	:	12(b)(1)/12(b)(6) Motion
State Police; WASHINGTON TOWNSHIP	:	Seeking Dismissal of the
(Morris County); CITY OF HACKENSACK;	:	Original Complaint as the
LITTLE EGG HARBOR TOWNSHIP and XYZ	:	State Defendants'
MUNICIPALITIES 1-563;	:	Responsive Pleading in
	:	Lieu of Answer to the
Defendants.	:	Amended Complaint

TO: CLERK OF THIS COURT

Daniel L. Schmutter, Esq.
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attorney for plaintiffs

AND TO: Paula J. DeBona
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PLEASE TAKE NOTICE that on May 3, 2010, Paula T. Dow, Attorney General of New Jersey, Attorney for the Governor of the State of New Jersey, the Attorney General of the State of New Jersey, and the Superintendent of the New Jersey Division of State Police, defendants in this action, will move on behalf of these defendants for an Order (A) granting them leave to rely upon their pending Fed.R.Civ.P. 12(b)(1)/12(b)(6) Motion Seeking Dismissal of the Original Complaint (PACER Docket No. 10) as their responsive pleading in lieu of answer to plaintiffs' amended complaint, and (B) directing that their pending Fed.R.Civ.P. 12(b)(1)/12(b)(6) Motion Seeking Dismissal of the Original Complaint (PACER Docket No. 10) be deemed a Fed.R.Civ.P. 12(b)(1)/12(b)(6) Motion Seeking Dismissal of Plaintiffs' Amended Complaint.

In support of this motion, these moving defendants will rely upon the accompanying L.Civ.R. 7.1(d)(4) Statement that No Brief in

Support of this Motion is Necessary and the Reasons Therefor. A proposed form of Order is included.

PAULA T. DOW
ATTORNEY GENERAL OF NEW JERSEY

BY: /s/ Larry R. Etzweiler
Larry R. Etzweiler
Senior Deputy Attorney General

Dated: April 6, 2010